

Attorney Docket No. 03696/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Kiyoshi YURI

Serial No. : 10/723,573

Confirm. No.: 9922

Filed : November 24, 2003

For : MICROSCOPIC IMAGE CAPTURE
APPARATUS

Art Unit : 2621

Examiner : Erick J. REKSTAD

AMENDMENT FILED WITH RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

This Amendment is being filed along with a Request for Continued Examination (RCE) in response to the Final Office Action mailed September 3, 2008 the term for response to which expires on December 3, 2008.

Amendments to the Claims are set forth in the listing of claims which begins on page 2 of this paper. Claims 1 and 9 are amended; claims 2 and 3 are maintained; and claims 4-8, 10 and 11 are canceled.

Remarks begin on page 6 of this paper.

This paper is being submitted via EFS-Web on December 2, 2008

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not already paid, authorization to charge the extension fee to Account No. 06-1378. In addition, authorization is hereby given to charge any fees for which payment has not been submitted, or to credit any overpayments, to Account No. 06-1378.